

United States District Court

WESTERN DISTRICT OF NEW YORK

JUDGMENT IN A CIVIL CASE

CASE NUMBER: 04-CV-295

Consumers Produce Co., Inc., et al

v.

M.&T. Chirico, Inc., et al

☐ **Jury Verdict.** This action came before the Court for a trial by jury. The issues have been tried and the jury has rendered its verdict.

☒ **Decision by Court.** This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.

IT IS ORDERED AND ADJUDGED that the summary judgment motions of plaintiffs Consumers Produce Co., Inc. And Chiquita Brands, Inc. are granted. Judgment is entered against defendants Anthony H. Chirico and Mariano L. Chirico, jointly and severally, in the amount of \$62,345.24.

Date: September 30, 2005

RODNEY C. EARLY, CLERK

By: s/Deborah M. Zeeb
Deputy Clerk